



## Merchant & Gould

An Intellectual Property Law Firm

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A Professional Corporation

**Fax Transmission** | July 26, 2004

TO: Commissioner for Patents  
Mail Stop Missing Parts  
P.O. Box 1450  
Alexandria, VA 22313-1450

FROM: Joshua W. Korver

OUR REF: 50037.228US01

Total pages, including cover letter: 8

PTO FAX NUMBER 1-703-746-4060

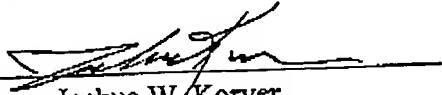
If you do NOT receive all of the pages, please telephone us at 206.342.6200, or fax us at 206.342.6201.

Title of Document Transmitted:

Transmittal (+copy); Declaration and Power of  
Attorney; Notice to File Missing Parts of  
NonProvisional Application - Part 2;  
Credit Card Payment Form

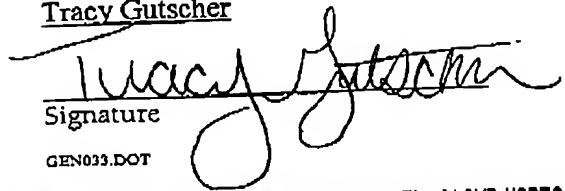
Applicant: David Edward Stewart et al.  
Serial No.: 10/811,232  
Filed: March 26, 2004  
Group Art Unit: 2681  
Our Ref. No.: 50037.228US01  
Confirmation No. 9007

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By:   
Name: Joshua W. Korver  
Reg. No.: 51,894

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Tracy Gutscher

  
Signature

GEN033.DOT

7-26-04  
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Edward Stewart et al. Examiner: Not yet assigned  
 Serial No.: 10/811,232 Group Art Unit: 2681  
 Filed: March 26, 2004 Docker: 50037.228US01  
 Confirmation No.: 9007 Due Date: August 8, 2004  
 Title: SYSTEM AND METHOD FOR EXPOSING INSTANT MESSENGER PRESENCE  
 INFORMATION ON A MOBILE DEVICE



CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this correspondence is being sent via facsimile to (703) 746-4060, Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 26, 2004.

By:   
 Name: Tracy Gutscher

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 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**27488**

PATENT &amp; TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate Under 37 CFR 1.6(d)
- ☒ Notice to File Missing Parts of NonProvisional Application - Part 2
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Credit Card Payment Form for the amount of \$918 for Missing Parts Fees

CLAIMS AS FILED

<u>Number of Claims Filed</u>		<u>In Excess of:</u>		<u>Number Extra</u>		<u>Rate</u>		<u>Fee</u>
<b>Basic Filing Fee</b>								\$770.00
<b>Total Claims</b>								
21	-	20	=	1	x	18.00	=	\$18.00
<b>Independent Claims</b>								
3	-	3	=	0	x	86.00	=	\$0.00
<b>MISSING PARTS SURCHARGE</b>								\$130.00
<b>TOTAL FILING FEE</b>								\$918.00

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
 P.O. Box 2903, Minneapolis, MN 55402-0903  
 206.342.6200

By:   
 Name: Joshua W. Korver  
 Reg. No.: 51,894  
 JWK:tg

(PTO TRANSMITTAL - GENERAL)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Edward Stewart et al. Examiner: Not yet assigned  
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By:

Name: Joshua W. Korver

Reg. No.: 51,894

JWK:tg

(PTO TRANSMITTAL - GENERAL)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,232	03/26/2004	David Edward Stewart	50037.228US01

27488  
MERCHANT & GOULD  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903

CONFIRMATION NO. 9007

## FORMALITIES LETTER



\*OC000000012892978\*

Date Mailed: 06/08/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$18 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$918 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$18

07/27/2004 JBALINAW 00000072 10811232  
770.00 00  
18.00 00  
290.00 00  
130.00 00  
01 FC:1001  
02 FC:1202  
03 FC:1203  
04 FC:1051

■ \$18 for 1 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
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Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

RESPONSE  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE